

Tuesday, November 14, 2023

From Concerned Ulysses Taxpayers and Voters

Re: Legal obligations and constraints under NYS Town Law concerning Resolution 2023-125

Dear Town of Ulysses Supervisor Olson and Town Council members Boggs, Bouchard, Goldman and Weatherby,

Several members of Concerned Ulysses Taxpayers and Voters attended the 11/9/23 Town Board "public information session" re: the Town Board's proposal to purchase 30 acres of agricultural land for rec fields and other unknown purposes. Supervisor Olson and Council member Weatherby repeated information on the Town website FAQ about Resolution 2023-125 (6/27/23) authorizing Town Supervisor Olson to negotiate and enter into a contract to purchase 30 acres of agricultural land from ARPA funds and to enter into agreements for closing activities for same at Town expense **subject to permissive referendum.**

Under NYS Town Law, actions subject to permissive referendum **do not take effect until 30 days after the Town Board's action to allow time for public notice and (if any) petition for a vote on the action.** Public records show that an appraisal, a survey, and a signed purchase contract, all dated in the 30 day period before Resolution 2023-125 took effect, were executed by the Town Supervisor.

The legal rights of Town of Ulysses voters to input on decisions affecting them as codified in NYS Town Law are not optional.

As Resolution 2023-125 still has not taken effect, we ask the Board to remedy this misuse of authority and immediately rescind Resolution 2023-125 in its entirety.

We look forward to your formal and timely response.

Please enter this letter into the public record.

Sincerely,

Dan Clement

5027 Dubois Road

On behalf of Concerned Ulysses Taxpayers and Voters